

STATE OF INDIANA)
) SS:
COUNTY OF LAKE)

IN THE LAKE COUNTY CIRCUIT COURT
AVC NO. 07-004

IN RE: DEAN TRAJKOVSKI,

Respondent.

)
) MISCELLANEOUS DOCKET
) NO. 45D01 0702 MI.
)

CLERK OF SUPERIOR COURT
2007 FEB 17 PM 6 28
CLERK OF SUPERIOR COURT

ASSURANCE OF VOLUNTARY COMPLIANCE

The State of Indiana, by Attorney Steve Carter and Deputy Attorney General Mary Ann Wehmuller, and the Respondent, Dean Trajkovski, enter into an Assurance of Voluntary Compliance (Assurance) pursuant to Indiana Code § 24-5-0.5-7.

Any violation of the terms of this Assurance constitutes prima facie evidence of a deceptive act. This Assurance is entered into without any adjudication of any issue of fact or law, and upon consent of the parties.

The parties agree:

1. Respondent is an individual residing in Lake County at 406 S. Indiana Ave., Apt. 34, Crown Point, Indiana 46307-4563.
2. The terms of this Assurance apply to and are binding upon Respondent, his employees, agents, representatives, successors, and assigns.
3. Respondent acknowledges the jurisdiction of the Consumer Protection Division of the Office of the Attorney General to investigate matters hereinafter described, pursuant to the authority of Ind. Code §4-6-9-4 and Ind. Code §24-5-0.5-1 *et seq.*

Filed in Open Court

MAR 6 2007

Thomas R. Philpott
CLERK LAKE SUPERIOR COURT

4. The Respondent will immediately comply with all provisions of Indiana

Code § 9-17- 3-3, including but not limited to:

- a. endorsing the certificate of title for a vehicle which is sold or has ownership transferred by the Respondent; and
- b. delivering the endorsed certificate of title to the purchaser or transferee at the time of sale or delivery.

5. The Respondent, in soliciting and/or contracting with consumers, agrees to refrain from representing either orally or in writing that the subject of a consumer transaction has sponsorship, approval, performance, characteristics, accessories, uses, or benefits it does not have, which the Respondent knows or should reasonably know that it does not have.

6. Respondent, in soliciting and/or contracting with consumers, shall not make, cause to be made, or permit to be made, expressly or by implication, any

representation, orally or in writing, that a vehicle has actual mileage, when he knows or should reasonably know that the mileage is not actual.

7. Respondent agrees to fully comply with all requirements of the Motor Vehicle Information and Cost Savings Act, 49 U.S.C. §32701 *et seq.*, 49 C.F.R. §580.1 *et seq.*, and Ind. Code §9-19-9-1 *et seq.*, including but not limited to:

Respondent shall not—

(1) advertise for sale, sell, use, install, or have installed, a device that makes an odometer of a motor vehicle register a mileage different from the mileage the vehicle was driven, as registered by the odometer within the designed tolerance of the manufacturer of the odometer;

(2) disconnect, reset, alter, or have disconnected, reset, or altered, an odometer of a motor vehicle intending to change the mileage registered by the odometer;

(3) knowingly operate a motor vehicle on a street, road, or highway if the odometer of the vehicle is disconnected or nonfunctional; or

(4) make any false statement relating to a motor vehicle odometer's cumulative mileage.

8. Respondent, when transferring ownership of a motor vehicle shall give the transferee the following written disclosure in compliance with 49 U.S.C. §32705 and 49 C.F.R §580.5 :

(5) Disclosure of the cumulative mileage registered on the odometer.


(6) Disclosure that the actual mileage is unknown, if the Respondents know that the odometer reading is different from the number of miles the vehicle has actually traveled.

9. Upon execution of this Assurance, Respondent shall pay consumer restitution in the total amount of \$1,000.00 to the Office of the Attorney General on behalf of Brandon Mueller, 5616 Evergreen Drive, Sheboygan, Wisconsin.

10. Respondent shall not represent that the Office of the Attorney General approves or endorses Respondent's past or future business practices, or that execution of this Assurance constitutes such approval or endorsement.

Office of Attorney General
402 W. Washington, 5th Floor
Indianapolis, Indiana 46204
Telephone: (317) 233-3973
Scarter:331097

APPROVED this _____ day of MAR 06 2007, 2007.



Judge, Lake County Circuit Court